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8  
9 **UNITED STATES DISTRICT COURT**  
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 TONY NIVONGSO,

15 Defendant.

Case No. 2:14-cr-00128-JCM-PAL

**STIPULATION TO CONTINUE  
REVOCATION HEARING**  
(Fifth Request)

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17 IT IS HEREBY STIPULATED AND AGREED, by and between  
18 Nicholas A. Trutanich, United States Attorney, and Brian Y. Whang, Assistant United States  
19 Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public  
20 Defender, and Raquel Lazo, Assistant Federal Public Defender, counsel for Tony Nivongso,  
21 that the Revocation Hearing currently scheduled on February 26, 2021 at 10:30 am, be vacated  
22 and continued to a date and time convenient to the Court, but no sooner than one-hundred and  
23 twenty (120) days.

24 This Stipulation is entered into for the following reasons:  
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1           1.       The supervised release petition alleges a new violation which is still pending  
2 before Judge Boulware in Case No. 2:19-323-RFB-NJK. Defense counsel cannot proceed on  
3 the current revocation hearing without resolving the new case.

4           2.       Since the last requested continuance, the evidentiary hearing has been  
5 rescheduled a number of times due to the pandemic and scheduling issues. The hearing is  
6 currently scheduled for March 4, 2021. ECF No. 59. Additional time is needed for Judge  
7 Boulware to hold the evidentiary hearing and rule on the motion.

8           3.       The defendant is in custody and agrees with the need for the continuance.

9           4.       The parties agree to the continuance.

10          This is the fifth request for a continuance of the revocation hearing.

11          DATED this 16<sup>th</sup> day of February 2021.

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13          RENE L. VALLADARES  
14          Federal Public Defender

                NICHOLAS A. TRUTANICH  
                United States Attorney

15          /s/ Raquel Lazo  
16          By \_\_\_\_\_

                /s/ Brian Y. Whang  
                By \_\_\_\_\_

17          RAQUEL LAZO  
18          Assistant Federal Public Defender

                BRIAN Y. WHANG  
19          Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 TONY NIVONGSO,

7 Defendant.  
8

Case No. 2:14-cr-00128-JCM-PAL

**ORDER**

9  
10 IT IS ORDERED that the revocation hearing currently scheduled for Friday, February  
11 26, 2021 at 10:30 a.m., be vacated and continued to June 25, 2021 at the hour  
12 of 10:00 a.m.

13 DATED February 17, 2021.

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16 UNITED STATES DISTRICT JUDGE  
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